

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON, OHIO

ELWOOD H. JONES

Petitioner

Case No. 1:01-cv-564

v.

District Judge Thomas M. Rose
Chief Magistrate Judge Michael R. Merz

MARGARET BAGLEY, Warden,

Respondent.

**Elwood H. Jones's Second Motion to
Extend Time for Filing Motion for
Evidentiary Hearing**

Elwood H. Jones moves this Court for an order extending the time for filing a motion for evidentiary hearing for seven days.

**Elwood H. Jones's Memorandum in Support of
Second Motion to Extend Time for Filing Motion
for Evidentiary Hearing**

Counsel anticipates that a motion for setting a date for the Traverse and a reply will be filed after consultation with counsel for the Warden.

Counsel has discussed this motion with opposing counsel, who does not oppose it.

s/Micheal L. Monta

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s/ Gary W. Crim

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Attorneys for Elwood H. Jones

Certificate of Service

I, Gary W. Crim, counsel for Elwood H. Jones, certify that on April 18, 2006, I served a copy of this Second Motion to Extend Time for Filing Motion for Evidentiary Hearing on Counsel for the Warden, Matthew C Hellman and Heather L. Gosselin, by emailing it to mhellman@ag.state.oh.us and hgosselin@ag.state.oh.us.

s/ Gary W. Crim

GARY W. CRIM